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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

RECEIVED

Group Art Unit: 2811

Daping CHU

Application No.: 09/866,781

MAR 11 2004

Examiner: S. Hu

Filed: May 30, 2001

Docket No.: 109677

For: MEMORY DEVICE

RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On February 27, 2004, Applicant filed an Information Disclosure Statement incorrectly stating that the Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, Notice of Allowance or other action that closes prosecution. Applicant also paid a fee under 37 CFR §1.17(p) in the amount of \$180.00.

However, Applicant submits the Information Disclosure Statement was filed prior to any action on the merits. Thus, this Resubmission of Information Disclosure Statement is filed to clarify that the references are being filed prior to an action on the merits.

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

- ☒ 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date of this non-CPA application, OR (b) before the mailing date of a first Office Action on the merits in the present application. No certification or fee is required.
- ☒ 2. Co-pending U.S. patent application No. 09/866,740 is identified on Form PTO 1449 of this Information Disclosure Statement. The Examiner is respectfully requested to consider each cited application and the art cited therein during examination of the present application.

Adjustment date: 04/08/2004 SDIRETA1
03/03/2004 RHEBRANT 00000167 09866781
01 FC:1806 -180.00 OP

Repln. Ref: 04/08/2004 SDIRETA1 0009292500
DHH:150401 Name/Number:09866781
FC: 3204 \$180.00 CR



STATUS AND ENTITY
PATENT APPLICATION BRANCH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 MAR 26 PM 2:21

In re the Application of

Daping CHU

Group Art Unit: 2811

Application No.: 09/866,781

Examiner: S. Hu

Filed: May 30, 2001

Docket No.: 109677

For: MEMORY DEVICE

RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On February 27, 2004, Applicant filed an Information Disclosure Statement incorrectly stating that the Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, Notice of Allowance or other action that closes prosecution. Applicant also paid a fee under 37 CFR §1.17(p) in the amount of \$180.00.

However, Applicant submits the Information Disclosure Statement was filed prior to any action on the merits. Thus, this Resubmission of Information Disclosure Statement is filed to clarify that the references are being filed prior to an action on the merits.

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

- ☒ 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date of this non-CPA application, OR (b) before the mailing date of a first Office Action on the merits in the present application. No certification or fee is required.
- ☒ 2. Co-pending U.S. patent application No. 09/866,740 is identified on Form PTO 1449 of this Information Disclosure Statement. The Examiner is respectfully requested to consider each cited application and the art cited therein during examination of the present application.



DEP & REF
Room-387

Application No. 09/866,781

STATUS AND SAFETY
BRANCH

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 MAR 26 PM 2:20

In re the Application of

ATTN: Refund Section
Accounting Div.
Office of Finance

Daping CHU

Application No.: 09/866,781

Docket No.: 109677

Filed: May 30, 2001

For: MEMORY DEVICE

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement was filed on February 27, 2004 for the above-identified patent application. A copy of the PTO receipt is enclosed. The Information Disclosure Statement incorrectly stated that it was being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, and therefore incorrectly submitted payment of \$180 by check (check no. 151517).

The Information Disclosure Statement was in fact, however, filed prior to the present application receiving an Office Action on the merits. A Restriction Requirement was mailed prior to the filing of the Information Disclosure Statement, but such did not constitute an action on the merits. Upon discovery of the erroneous certification in the Information Disclosure Statement, Applicant prepared and filed a Resubmission of Information Disclosure Statement (copy attached) on March 10, 2004 to correctly note that the Information Disclosure Statement was filed prior to any action on the merits, and thus no fee was due.

Application No. 09/866,781

Accordingly, it is respectfully requested that the payment of ~~\$180~~ mistakenly
submitted by Applicant be credited to Deposit Account No. 15-0461, and that the Patent
Office acknowledge this credit in writing.

STATUS AND ENTRY
BRANCH

201 MAR 26 PM 2:21

Respectfully submitted,



James A. Oliff

Registration No. 27,075

Linda M. Saltiel

Registration No. 51,122

JAO:LMS/rav

Attachments:

February 27 PTO Receipt

March 10 Resubmission of Information Disclosure

Statement w/PTO Receipt

Date: March 24, 2004

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

DEPOSIT ACCOUNT USE
AUTHORIZATION

Please grant any extension
necessary for entry;

Charge any fee due to our
Deposit Account No. 15-0461

PTO RECEIPT FOR FILING OF PAPERS

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The following papers have been filed:

INFORMATION DISCLOSURE STATEMENT, Ck. No. 151517 (\$180), Form PTO-1449
and 10 references

Name of Applicant: Daping CHU

Serial No.: 09/866,781

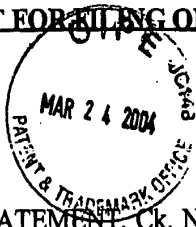
Atty. File No.: 109677

Title (New Cases):

Sender's Initials: JAO:JSA:LMS/rav

STATUS AND ENTITY
BRANCH

201 MAR 26 PM 2:21



PATENT OFFICE DATE STAMP

201/16

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Oliff & Berridge, PLC**

277 S. Washington Street, Suite 500, Alexandria, Virginia 22314

11

PTO RECEIPT FOR FILING OF PAPERS

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MAR 24 2004

STATUS AND ENTITY
BRANCH

The following papers have been filed:

2004 MAR 26 PM 2:21

RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT W/PTO -1449

Name of Applicant: Daping CHU

Serial No.: 09/866,781

Atty. File No.: 109677

Title (New Cases):

Sender's Initials: JAO:LMS/rav

PATENT OFFICE DATE STAMP



212/16

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AND RETURNED BY MESSENGER**

Oliff & Berridge, PLC

277 S. Washington Street, Suite 500 Alexandria, Virginia 22314

STATUS AND ENTRY
BRANCH

- ☒ 3. All of the references were previously submitted with the Information Disclosure Statement filed on February 27, 2004. Thus, copies are not being resubmitted. MAR 26 PM 2:2

Respectfully submitted,

James A. Oliff
Registration No. 27,075

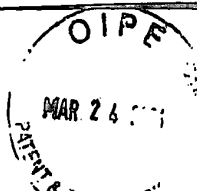
Linda M. Saltiel
Registration No. 51,122

JAO:LMS/hs

Date: March 10, 2004

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

**DEPOSIT ACCOUNT USE
AUTHORIZATION**
Please grant any extension
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Deposit Account No. 15-0461



 OIPF

 MAR 24 2004

 PATENT & TRADEMARK OFFICE

Sheet 1 of 1

 STATUS AND ENTRY

Form PTO-1449 (REV. 8-83)		US Dept. of Commerce PATENT & TRADEMARK OFFICE		ATTY DOCKET NO. <u>109677</u>		APPLICATION NO. <u>09/866,781</u>	
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				APPLICANT(S) <u>Daping CHU</u>			
				FILING DATE <u>May 30, 2001</u>		GROUP <u>2811</u>	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	
		U.S. Publication No. 2002-0017836	2/14/02	CHU			
		4,868,447	9/19/89	LEE ET AL.			
		5,485,053	1/16/96	BAZ			
		5,537,863	7/23/96	FUJII ET AL.			
		U.S. Application Serial No. 09/866,740	5/30/01	CHU			
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	
		GB Publication No. 236298920011205	12/5/01	GREAT BRITAIN			
		GB 1 382 326	3/29/72	GREAT BRITAIN			
		GB 2 284 298 A	5/31/95	GREAT BRITAIN			
		GB 2 329 514 A	3/24/99	GREAT BRITAIN			
		WO 92/06509 A1	4/16/92	WIPO			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
EXAMINER					DATE CONSIDERED		
Examiner: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							